

### **REMARKS**

Prior to entry of this paper, Claims 1-45 were pending. Claims 1-45 were rejected. In this paper, Claims 1, 5, 18, 26, 35, 41, and 45 are amended; No Claims are canceled; and No Claims are added. Claims 1-45 are currently pending. No new matter is added by way of this amendment. For at least the following reasons, Applicants respectfully submit that each of the presently pending claims is in condition for allowance.

### **Claim Rejections – 35 USC § 103**

Claims 1-7, 9-17, 26-31, and 33-44 rejected under 35 U.S.C. 103(a) as being unpatentable over Murphy (U.S. Patent 6,006,266) in view of Laraki (U.S. Patent Application Publication 2003/0233329). Claims 8, 18-25, 32, and 45 are rejected under 35 U.S.C. 103(a) as being unpatentable over Murphy in view of Laraki, further in view of Wilf (U.S. Patent 6,496,824). Applicants respectfully traverse these rejections.

For example, at least independent Claim 1 recites, in part, determining at least one level of trust from a plurality of different levels of trust. (Emphasis added). After a careful review of Murphy; however, Applicants submit that Murphy does not teach or suggest determining trust from a plurality of different levels of trust.

Unlike the claimed invention, Murphy does not determine different levels of trust. Instead, Murphy merely discloses determining information that may then be used during dynamic session authentication checking by the server 110-114 to insure screen spoofing does not occur. See Murphy, Col. 10, lines 41-43. Such information includes an authentication string 606 which identifies both the session identifier 626 and the currently active panel 628. See Murphy, Col. 10, lines 66-67. Moreover, Murphy does describe using 3 keys, so that the odds against spoofing are fairly high. See, Murphy, Col. 10, lines 48-50. However, authentication string 606 of FIG. 5 of Murphy represents the three keys as all concatenated together. See Murphy, FIG 5, and Col. 10, lines 53-54. Thus, while Murphy discusses keys for spoofing, Murphy appears not to make any



signatures based on the plurality of different levels of trust. Claim 35 also recites, in part, determining at least two different device signatures based on the two different levels of trust. Thus, for the reasons stated above, none of Murphy, Laraki or Wilf, either alone or in combination (which combination the Applicants deny) render obvious claims 1, 18, 26, 35, 41, and 45. Thus, Applicants respectfully submit that, because the cited references do not support a *prima facie* rejection of at least the pending independent claims, the Applicants request that at least claims 1, 18, 26, 35, 41, and 45 be allowed to issue.

Dependent Claim 5 recites, in part, determining a second level of trust from the plurality of different levels of trust, and further determining a second device signature based on the second level of trust. As noted above, Murphy does not disclose or suggest levels of trust. Thus, although Murphy does disclose three keys, the keys are not based on levels of trust, as recited in the Applicants' claims. Thus, for at least this reason, Claim 5 is not rendered obvious by the cited prior art references.

Similarly, because dependent Claim 11 explicitly recites if a second level of trust is determined, and dependent Claim 12 explicitly recites if a third level of trust is determined, they are also not rendered obvious by the cited prior art references, for at least the same reasons as above. Dependent Claim 21 similarly recites a second level of trust, while dependent claim 22 recites a third level of trust. In addition, claims 28-30 recites, a first, second, or third level of trust, respectively. Clearly, none of the cited prior art references makes any mention of a plurality of levels of trust. Therefore, for at least this reason, none of these claims are rendered obvious by the cited prior art references.

Dependent claim 3 recites in part, where the associated information comprises at least one of an indication that the mobile device is enabled to accept a cookie. A careful review of the cited reference Murphy, however, indicates that Murphy makes no mention of cookies. More important, however, Murphy makes no mention, or suggestion that the indication that the mobile device is enabled to accept a cookie is used (per claim 1) in automatically determining at least one level of trust. Thus, dependent claim 3 is not rendered obvious by the cited prior art references.

## CONCLUSION

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